

# Electronic Information Disclosure Statement

## IMPROVED LONGITUDINALLY FLEXIBLE EXPANDABLE STENT

\*09/197278\*

Application: 09/197278  
 Confirmation: 1094  
 Applicant(s): Brian Brown  
 Docket Number: S63.2-6769  
 Group Art Unit: 3731  
 Examiner: Vy Q. Bui  
 search string: ( 5609627 or 5716393 or 6231598 ).pn.

### US Patent Documents

Note: Applicant is not required to submit a paper copy of cited US Patent Documents

init	Citation No.	Patent Number	Date	Bar Code	Patentee	Class	Subclass
	P01	5609627	1997-03-11	*5609627*	Goicoechea et al.	128	898
	P02	5716393	1998-02-10	*5716393*	Lindenberg et al.	623	1
	P03	6231598	2001-05-15	*6231598*	Berry et al.	623	1.15

### Remarks

(Remarks are not for responding to an office action.)

This statement qualifies as a no-fee Information Disclosure Statement under 37 C.F.R. section 1.97 (b) or otherwise because to the knowledge of the undersigned attorney it is being filed before the mailing date of a first Office Action after the filing of a request for continued examination (RCE) under section 1.114. Nevertheless, if any fee is due with the submission of this IDS, please charge

the additional fee to deposit account 22-0350. The instant application, filed November 20, 1998 (after the issuance of US 5716393, cited herein), claims priority as a continuation-in-part from an application filed August 3, 1995. On its face, US 5716393 is not prior art to the subject matter from the parent application. Nevertheless, out of an abundance of caution, Applicant requests that US 5716393 be treated as prior art as to all pending claims unless or until the Applicant confirms that he was unaware of the subject matter thereof prior to his invention date of the subject matter from the parent application.

### Signature

Examiner Name	Date

LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		ATTY DOCKET NO.: S63.2B-6769-US	APPLICATION NO.: 09/197278
		APPLICANT: Brian J. Brown, Michael Davis, David Friesen, Timothy J. Ley and Sean P. Skubitz	
		FILING DATE: November 20, 1998	GROUP: 3731

REFERENCE DESIGNATION		U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE
AA	2002/0007212 A1	1/17/02	Brown et al.	623/1.16	
AB	2002/0177893 A1	11/28/02	Brown et al.	623/1.16	
AC	2001/0056298 A1	12/27/01	Brown et al.	623/1.16	
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#### FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY
BA			
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#### OTHER ART (Including Author, Title, Date, Pertinent Pages, Ect.)

CA			
CB			
CC			

EXAMINER \_\_\_\_\_ DATE CONSIDERED \_\_\_\_\_

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

UNPUBLISHED US APPLICATIONS		ATTY DOCKET NO.: S63.2B-6769-US	APPLICATION NO. 09/197278
		APPLICANT: Brian J. Brown, Michael Davis, David Friesen, Timothy J. Ley and Sean P. Skubitz	
		FILING DATE: November 20, 1998	GROUP: 3731
<b>UNPUBLISHED US APPLICATIONS NOT RELATED BY PRIORITY</b>			
EXAM'S INIT.	APPLICATION NO.	FILING DATE	INVENTOR(S)
DA	08/396569	3/1/95	Brown
DB	09/599674	6/22/00	Brown et al.
DC	09/666866	9/20/00	Brown et al.
DD			
DE			
EXAMINER		DATE CONSIDERED	
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FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		ATTY DOCKET NO.: S63.2B-6769-US	APPLICATION NO.: 09/197278
		APPLICANT: Brian J. Brown, Michael Davis, David Friesen, Timothy J. Ley and Sean P. Skubitz	
		FILING DATE: November 20, 1998	GROUP: 3731

REFERENCE DESIGNATION		U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE
	AA 6,206,911	3/27/01	Milo	623/1.15	
	AB				
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#### FOREIGN PATENT DOCUMENTS

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#### OTHER ART (Including Author, Title, Date, Pertinent Pages, Ect.)

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		APPLICANT: Brian J. Brown, Michael Davis, David Friesen, Timothy J. Ley and Sean P. Skubitz	
		FILING DATE: November 20, 1998	GROUP: 3731

REFERENCE DESIGNATION		U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE
	AA				
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FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY
	BA		
	BB		
	BC		
	BD		
	BE		

OTHER ART (Including Author, Title, Date, Pertinent Pages, Ect.)

CA		Starck, E., "First Clinical Experience with the Memotherm Vascular Stent", STENTS State of the Art Future Developments, pages 59-62 (June 1995).
CB		Melzer, A. et al., "Performance Improvement of Surgical Instrumentation Through the Use of Ni-Ti Materials, Proceedings of SMST-94 The First International Conference on Shape Memory and Superelastic Technologies, pages 401-409 (March 7-10, 1994).
CC		

EXAMINER	DATE CONSIDERED
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FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		ATTY DOCKET NO.: S63.2-6769	APPLICATION NO.: 09/197,278
		APPLICANT: Brian J. Brown et al.	
		FILING DATE: November 20, 1998	GROUP: 3731

REFERENCE DESIGNATION		U.S. PATENT AND PUBLISHED APPLICATION DOCUMENTS			
EXAM'S INIT.	DOCUMENT NUMBER	DATE	NAME	CLASS/ SUBCLASS	FILING DATE IF APPROPRIATE
	AA 6,068,656	5/30/00	Von Oepen	623/1.17	
	AB 6,129,755	10/10/00	Mathis et al.	623/1.15	
	AC				
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FOREIGN PATENT DOCUMENTS				
	DOCUMENT NUMBER	DATE	COUNTRY	
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)						
	CA		SMART <sup>TM</sup> Stent Brochure, Cordis, a Johnson & Johnson company, date unknown.			
	CB					
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EXAMINER		DATE CONSIDERED				
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<b>FORM PTO-1449 (Modified)</b> <b>LIST OF PATENTS AND PUBLICATIONS</b> <b>FOR APPLICANT'S</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <small>(Use several sheets if necessary)</small>		ATTY DOCKET NO.: S63.2-6769		SERIAL NO.: 09/197,278			
		APPLICANT: Brian J. Brown et al.					
		FILING DATE: November 20, 2000		GROUP: 3731			
REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS					
EXAMINER'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,836,966	11/17/98	St. Germain	606	198	
	AB	5,938,697	8/17/99	Killion et al.	623	1	
	AC						
	AD						
	AE						
	AF						
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	AH						
	AI						
	AJ						
RELATED APPLICATIONS							
		APPLICATION NO.	FILING DATE	INVENTOR(S)	RELATED BY		
					SUBJECT	PRIORITY (\$120)	
	BA						
	BB						
FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES
							NO
	CA						
	CB						
	CC						
	CD						
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
	DA						
	DB						
	DC						
EXAMINER		DATE CONSIDERED					
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FORM PTO-1449 (Modified)  
 LIST OF PATENTS AND PUBLICATIONS  
 FOR APPLICANT'S  
 INFORMATION DISCLOSURE STATEMENT  
 (Use several sheets if necessary)

ATTY DOCKET NO.: S63.2-6769

SERIAL NO.: 09/197,278

APPLICANT: Brian J. Brown et al.

FILING DATE: November 20, 1998

GROUP: 3731

U.S. PATENT DOCUMENTS

REFERENCE DESIGNATION		DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
EXAMINER'S INIT.	DOCUMENT NUMBER					
AA						
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FOREIGN PATENT DOCUMENTS

	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
						YES	NO
BA	96/26689	9/6/96	WO				
BB	98/20810	5/22/98	WO				
BC	297 16 476 U1	2/5/98	DE				
BD	0 876 806 A1	11/11/98	EP				
BE							

OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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Page 1 of 1

FORM PTO-1449 (Modified) <b>LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT</b> <small>(Use several sheets if necessary)</small>			ATTY DOCKET NO.: S63.2-6769		SERIAL NO.: 09/197,278		
			APPLICANT: Brian J. Brown et al.				
			FILING DATE: November 20, 1998		GROUP: 3738		
REFERENCE DESIGNATION			U.S. PATENT DOCUMENTS				
EXAM'S INIT.		DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA	5,911,754	06/15/99	Kanesaka et al.	623	1	
	AB	5,922,021	07/13/99	Jang	623	1	
	AC	5,948,016	09/07/99	Jang	623	1	
	AD	5,954,743	09/21/99	Jang	606	198	
	AE						
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FOREIGN PATENT DOCUMENTS							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
							YES      NO
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OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
	CA						
	CB						
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EXAMINER			DATE CONSIDERED				
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ORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)			ATTY DOCKET NO.: S63.2-6769		SERIAL NO.: 09/197,278		
			APPLICANT: Brian J. Brown et al.				
			FILING DATE: November 20, 1998		GROUP: 3738		
REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS					
XAM'S JIT.	DOCUMENT NUMBER	DATE	NAME		CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	AA						
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FOREIGN PATENT DOCUMENTS							
	DOCUMENT NUMBER	DATE	COUNTRY		CLASS	SUBCLASS	TRANSLATION
	BA 298 16 878 U1	12/24/98	DE				YES      NO
	BB						(Abstract)
	BC						
	BD						
	BE						
OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)							
EXAMINER	CA						
	CB						
	CC						
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FORM PTO-1449 (Modified) LIST OF PATENTS AND PUBLICATIONS FOR APPLICANT'S INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary)		ATTY DOCKET NO: S63.2-6769	Application No: 09/197,278
		APPLICANT: Brian J. Brown et al.	
		FILING DATE: November 20, 1998	GROUP: 3738

REFERENCE DESIGNATION		U.S. PATENT DOCUMENTS			CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
EXAMINER'S INITI.	DOCUMENT NUMBER	DATE	NAME				
	AA 5,591,197	1/7/97	Orth et al.		606	198	
	AB 5,697,971	12/16/97	Fischell et al.		623	1	
	AC 5,718,713	2/17/98	Frantzen		606	198	
	AD 5,735,893	4/7/98	Lau et al.		623	1	
	AE 5,741,327	4/21/98	Franzeng		623	1	
	AF 5,755,776	5/26/98	Al-Saadon		623	1	
	AG 5,755,781	5/26/98	Javarman		623	1	
	AH 5,776,161	7/7/98	Globerman		606	194	
	AI 5,776,183	7/7/98	Kanesaka et al.		623	1	
	AJ 5,807,404	9/15/98	Richter		623	1	
	AK 5,810,872	9/22/98	Kanesaka et al.		606	198	
	AL 5,824,059	10/20/98	Wijay		623	1	

#### FOREIGN PATENT DOCUMENTS

		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	BA	297 01 758	3/27/97	DE				
	BB	297 02 671 U1	4/10/97	DE				
	BC	297 08 689 U1	7/17/97	DE				
	BD	297 08 879 U1	7/31/97	DE				
	BE	0 821 920 A1	2/4/98	EP				

#### OTHER ART (Including Author, Title, Date, Pertinent Pages, Etc.)

CA		Beyar et al, "The BeStent; The Parallel-Serial Jang Stents", <i>Handbook of Coronary Stents, Second Edition</i> , 158-171 & 229-234 (1998).
CB		Beyar et al, "Newer Stents: Materials and Designs", <i>JAGS Proceedings</i> , 9(5): 363-371 (June 1997).
CC		Roguin et al, "Acute and 30-Day Results of the Serpentine Balloon Expandable Stent Implantation in Simple and Complex Coronary Arterial Narrowings", <i>The American Journal of Cardiology</i> , 80:1155-1162 (November 1997).
CD		Roguin et al, "beStent-the serpentine balloon expandable stent: review of mechanical properties and clinical experience", <i>Anif Organs</i> , 22(3):243-249 (March 1998).

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FORM PTO-1449 (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (Use several sheets if necessary)			ATTY DOCKET NO: S63.2-6769			Application No: NA		
			APPLICANT: Brian J. Brown et al.					
			FILING DATE: November 20, 1998			Group:		
REFERENCE DESIGNATION								
FOREIGN PATENT DOCUMENT OR PUBLISHED FOREIGN PATENT APPLICATION								
EXAMINER'S INIT.		DOCUMENT NUMBER	PUBLICATION DATE	COUNTRY OF PATENT OFFICE	CLASS	SUBCLASS	TRANSLATION	
							YES	NO
	BF	97/04721	2/13/97	WO				
	BG	97/14375	2/24/97	WO				
	BH	97/25937	7/24/97	WO				
	BI	97/32543	9/12/97	WO				
	BJ	97/32544	9/12/97	WO				
	BK	97/33534	9/18/97	WO				
	BL	97/40780	11/6/97	WO				
	BM	97/40781	11/6/97	WO				
	BN	97/40782	11/6/97	WO				
	BO	97/40783	11/6/97	WO				
	BP	97/40874	11/6/97	WO				
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EXAMINER			DATE CONSIDERED					

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